



CITY OF PORT WASHINGTON, OZAUKEE COUNTY, WI
COMMON COUNCIL MEETING
WEDNESDAY, APRIL 5, 2023 AT 6:30 P.M.
Port Washington City Hall, 100 W. Grand Avenue, Port Washington, WI 53074

MINUTES

1. **ROLL CALL-** Mayor Ted Neitzke IV convened the Common Council meeting at 6:30 p.m. Members present were Alderpersons Deborah Postl, Paul Neumyer, Mike Gasper, Jonathan Pleitner, Pat Tearney, and John Sigwart. Absent and excused was Alderperson Dan Benning. Also present were City Administrator Anthony Brown, City Clerk Susan Westerbeke, City Planner Robert Harris, Director of Public Works Rob Vanden Noven, City Attorney Eric Eberhardt and ACA/HR Director Emily Blakeslee.
2. **PLEDGE OF ALLEGIANCE TO THE FLAG-** The Pledge of Allegiance was recited.
3. **SWEARING IN OF POLICE OFFICER RYAN HAAS-** Police Chief Kevin Hingiss introduced Officer Ryan Haas. The City Clerk conducted the swearing in and Capt. Craig Czarnecki gave the Oath of Honor.
4. **CONSENT AGENDA**

All items listed under the Consent Agenda are considered routine and will be enacted by one motion. There will be no separate discussion of these items unless a Council member so requests, in which event the item will be removed and considered at this point on the agenda.

A. Approve Minutes of Previous Meeting- MOTION MADE BY ALD. POSTL, SECONDED BY ALD. PLEITNER TO APPROVE THE MINUTES OF THE PREVIOUS MEETING AS PRESENTED. Motion carried unanimously.

5. MAYOR'S BUSINESS

A. Mayor's Updates- Mayor Neitzke thanked the City Clerk and Election Inspectors for their work during the Spring Election and congratulated Alderpersons Deborah Postl, Michael Gasper, Jonathan Pleitner and John Sigwart for re-election to their districts. The Mayor toured Custom Wire Technologies and was impressed by their expansion and what they manufacture. In the future the Mayor would like to work with the Port Washington High School to provide a job fair for the students.

6. OFFICERS/STAFF REPORT- None.

7. PUBLIC COMMENTS/APPEARANCES

Your comments are welcome. Please limit comments to three (3) minutes. If you need more time, contact the City Administrator, and ask that your topic be placed on a Common Council Agenda.- None.

8. FROM STANDING COUNCIL COMMITTEES

A. FINANCE AND LICENSE COMMITTEE

1. **Resolution 2023-4: Resolution Authorizing the Reissuance, Modification of the Interest Rate and Payment Terms of the City of Port Washington, Wisconsin Industrial Development Revenue Bonds, Series 2008 (Molded Dimensions, Inc. Project)-** The City Administrator reviewed the 2008 industrial bond that was issued to Molded Dimensions for building rehabilitation of an existing 30,000 square foot manufacturing facility, construction of a new 25,000 square foot facility and the acquisition and installation of equipment at the new facility. The City entered into a bond agreement on March 1, 2008, the City acts as a conduit to enable the developer to borrow funds at a tax-exempt interest rate with their lender. The City is not responsible for paying the debt service on this financing however. First Business Bank is going to purchase the bonds from M&I Marshall & Ilsley Bank (BMO Harris N.A.) This triggers a reissuance, and the City must consent to the reissuance with this resolution. Attorney Wink was present to answer questions. This resolution was approved by the Finance and License Committee prior to this meeting. MOTION MADE BY ALD. PLEITNER, SECONDED BY ALD. POSTL TO RECOMMEND APPROVAL OF RESOLUTION 2023- 4 AS PRESENTED. Motion carried unanimously.

- 2. Resolution 2023-5: Declaring Official Intent to Reimburse Expenditures from Proceeds of Borrowing-** The Public Works Director reported on the resolution. The expenditures made by the City for the Wastewater Treatment Plant Upgrade Project during the project may be reimbursed from the proceeds of the Clean Water Fund Loan that the City intends to obtain. This includes engineering, construction, materials purchased, or other expenses related to the project. This allows the city to be reimbursed for expenditures prior to the loan closing and allows the City to pay contractor invoices directly rather than waiting for disbursements from the DNR. This resolution was approved by the Finance and License Committee prior to this meeting. MOTION MADE BY ALD. PLEITNER, SECONDED BY ALD. POSTL TO RECOMMEND APPROVAL OF RESOLUTUION 2023-5 AS PRESENTED. Motion carried unanimously.

B. ADMINISTRATION COMMITTEE

- 1. Ordinance 2023-6: Amending Ordinances Regulating Days and Hours of Beer Garden Series Events- 2nd Reading-** Recreation Director Tyler Mentzel was present to review the ordinance which modifies existing language regarding dates that the series is held. After reviewing the 2022 season the Friends of Park and Rec determined that the late fall dates were not as well attended due to the weather and are requesting Thursdays to be added to the series schedule to move some of those later dates into warmer weather months. This Ordinance was approved by the Administration Committee. MOTION MADE BY ALD. PLEITNER, SECONDED BY ALD. POSTL TO APPROVE ORDINANCE 2023-6 AS PRESENTED. VOTE TAKEN: AYE: 5, ABSTAINED: 1 (GASPER). Motion carried.

- 2. Ordinance 2023-7: Creating and Amending Regulations Relating to the Possession and Consumption of Alcohol Beverages within and upon Park and Public Grounds- 2nd Reading-** The Recreation Director was also present to review this ordinance which creates and amends the existing ordinance allowing possession or consumption of fermented malt beverage and/or wine in the parks and to help facilitate better use of the parks. The applicants apply for the park or public grounds rental, which is reviewed and issued by the park staff. The Administration Committee approved this ordinance. MOTION MADE BY ALD. PLEITNER, SECONDED BY ALD. POSTL TO APPROVE ORDINANCE 2023-7 AS PRESENTED. Motion carried unanimously.

9. FROM CITY BOARDS/COMMISSIONS

A. PLAN COMMISSION

- 1. Ordinance 2023-8: Relating to Regulations Within the OAG Arterial Gateway Zoning Overlay District- 1st Reading-** The City Planner reviewed the ordinance which is amending language in the Arterial Gateway Overlay Zoning District to remove dedicated used motor vehicle sales, lumber and building supply yards, indoor self-storage facilities, and boat sales and service operations from the listing of allowable uses. The ordinance will also eliminate the requirement for a "special" plan commission meeting and allow for the use of additional exterior building materials. At the March meeting, the Plan Commission approved and recommended the Common Council approve this ordinance. There will be a Public Hearing held on April 18th for this ordinance. Discussion was held on business uses in this area. This ordinance will be on the agenda for the next meeting.

- 10. UNFINISHED BUSINESS-** None.

11. NEW BUSINESS

A. Consideration and Possible Action on Notice of Federal Interest for the Wastewater Treatment Plant-

The Public Works Director reported that the City obtained a grant from the U.S. Economic Development Agency (EDA) for the purchase and installation of an emergency generator at the Water Filtration Plant and the Wastewater Treatment Plant. A condition of the grant requires that we file this Notice of Federal Interest, which allows the EDA to be reimbursed for the grant proceeds if the City decides to sell this parcel or the generator within the next 20 years. MOTION MADE BY ALD. POSTL, SECONDED BY ALD. NEUMYER TO RECORD THE NOTICE OF FEDERAL INTEREST ON THE WASTEWATER TREATMENT PLANT PARCEL AS PRESENTED. Motion carried unanimously.

- 12. PUBLIC COMMENTS/APPEARANCES-** None.

- 13. MOTION TO CONVENE** in closed session per Wis. Stat. § 19.85(1)(e) for purposes of deliberating or negotiating the purchase of public property, investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session, to-wit: discuss preliminary discussions with developer, and financial and other terms and conditions of possible extension of utility infrastructure and public utility services to proposed subdivision development, and devising bargaining strategies with respect to related development issues.- Mayor Neitzke read the closed session item. MOTION MADE BY ALD. POSTL, SECONDED BY ALD. NEUMYER TO GO INTO CLOSED SESSION FOR THE REASONS STATED ON THE AGENDA AT 7:04 P.M. ROLL CALL VOTE TAKEN: AYE: POSTL, NEUMYER, GASPER, PLEITNER, TEARNEY, SIGWART. Motion carried unanimously.
- 14. RECONVENE INTO OPEN SESSION** to take action relating to closed session discussions or deliberations, if any.- MOTION MADE BY ALD. POSTL, SECONDED BY ALD. NEUMEYER TO RECONVENE INTO OPEN SESSION AT 8:14 P.M. ROLL CALL VOTE TAKEN: AYE: POSTL, NEUMYER, GASPER, PLEITNER, TEARNEY, SIGWART. Motion carried unanimously. No action taken.
- 15. ADJOURNMENT-** MOTION MADE BY ALD. POSTL, SECONDED BY ALD. NEUMYER TO ADJOURN THE MEETING AT 8:15 P.M. Motion carried unanimously.

Respectfully submitted
Susan L. Westerbeke, City Clerk